

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

IN RE: ) CHAPTER 13  
TRENT ONDREA JONES ) CASE NUMBER A18-65224-JRS  
BRIDGET LASHELL JONES )  
DEBTORS )

**MOTION TO DISMISS**

COMES NOW Nancy J. Whaley, Standing Chapter 13 Trustee, in the above styled case, and respectfully shows the Court as follows:

1.

Debtors filed a petition for relief under Chapter 13 of Title 11.

2.

Debtors' Plan will exceed sixty months by five (5) months in violation of 11 U.S.C. 1322(d)(2)(C) and 11 U.S.C. 1307(c).

3.

Debtors have failed to tender all plan payments due in accordance with the confirmed plan. As of 9/10/2020 the Trustee received a total of \$19,920.14. The Trustee's records indicate the amount delinquent is \$1,264.51. A receipt history is attached and marked exhibit A.

Wherefore, the Trustee prays that this case be dismissed or in alternative that the Debtors propose a modification to meet the requirements of the confirmed plan that ensures that the plan is completed within the allowable time.

This the 10th day of September, 2020.

/s/ \_\_\_\_\_

Maria C. Joyner  
Attorney for the Chapter 13 Trustee  
State Bar No. 118350  
303 Peachtree Center Avenue, NE  
Suite 120  
Atlanta, GA 30303  
678-992-1201

**EXHIBIT "A"**

CASE NO: A18-65224-JRS  
TRENT ONDREA JONES AND  
BRIDGET LASHELL JONES

09/10/2020

**RECEIPT HISTORY OVER THE LAST 12 MONTHS**

<u>DATE</u>	<u>TYPE</u>	<u>SOURCE</u>	<u>AMOUNT</u>
June 02, 2020	ACHEMP	9KW 0006350522W-NSPIF	\$470.78
May 19, 2020	ACHEMP	9KW 0006350508W-NSPIF	\$470.78
May 06, 2020	EMPH	54817	\$470.78
April 14, 2020	EMPH	54803	\$470.78
April 01, 2020	EMPH	54779	\$470.78
March 23, 2020	EMPH	54752	\$470.78
March 09, 2020	EMPH	54720	\$470.78
February 19, 2020	EMPH	54681	\$470.78
February 10, 2020	EMPH	54645	\$470.78
January 09, 2020	EMPH	54576	\$470.78
December 30, 2019	EMPH	54539	\$470.78
December 12, 2019	EMPH	54498	\$470.78
December 02, 2019	EMPH	54454	\$470.78
November 14, 2019	EMPH	54412	\$466.37
November 04, 2019	EMPH	54375	\$470.78
October 18, 2019	EMPH	54339	\$470.78
October 01, 2019	EMPH	54308	\$470.78
September 19, 2019	EMPH	54272	\$470.78
<b>Receipt Total:</b>			<b>\$8,469.63</b>

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BRIDGET LASHELL JONES	)	
DEBTORS	)	

**NOTICE OF HEARING ON MOTION TO DISMISS CASE**

PLEASE TAKE NOTICE that the Chapter 13 Trustee has filed a Motion to Dismiss and related exhibits with the Court seeking an Order of Dismissal.

PLEASE TAKE FURTHER NOTICE that the Court will hold a hearing on **October 06, 2020 at 10:00 AM in Courtroom 1404, Richard Russell Building, 75 Ted Turner Drive, S.W., Atlanta, GA. 30303.** *Given the current public health crisis, hearings may be telephonic only. Please check the "Important Information Regarding Court Operations During COVID-19 Outbreak" tab at the top of the GANB Website prior to the hearing for instructions on whether to appear in person or by phone.*

Failure to appear at the hearing or failure to resolve the matter prior to the hearing may result in the dismissal of your case. You should read this motion carefully and discuss it with your attorney, if you have one in your bankruptcy case. (If you do not have an attorney, you may wish to consult one.) If you do not want the Court to grant the dismissal of your case, you and/or your attorney must attend the hearing unless you have settled the matter prior to the hearing.

This the 10th day of September, 2020.

/s/ \_\_\_\_\_  
Maria C. Joyner  
Attorney for the Chapter 13 Trustee  
State Bar No. 118350  
303 Peachtree Center Avenue, NE  
Suite 120  
Atlanta, GA 30303  
678-992-1201

**CERTIFICATE OF SERVICE**

Case No: A18-65224-JRS

I certify that on this day I caused a copy of this Chapter 13 Trustee's Motion to Dismiss to be served via United States First Class Mail with adequate postage prepaid on the following parties at the address shown for each:

TRENT ONDREA JONES  
BRIDGET LASHELL JONES  
P.O. BOX 80082  
ATLANTA, GA 30366

I further certify that I have on this day electronically filed the foregoing Chapter 13 Trustee's Motion to Dismiss using the Bankruptcy Court's Electronic Case Filing program, which sends a notice of this document and an accompanying link to this document to the following parties who have appeared in this case under the Bankruptcy Court's Electronic Case Filing program:

**Attorney for the Debtor(s):**

GINSBERG LAW OFFICE, PC

This the 10th day of September, 2020.

/s/ \_\_\_\_\_  
Maria C. Joyner  
Attorney for the Chapter 13 Trustee  
State Bar No. 118350  
303 Peachtree Center Avenue, NE  
Suite 120  
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678-992-1201